

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Bruno Jahan et al.

Appln. No.: 10/529,570

Filed : March 29, 2005

For : RECEPTION OF A SIGNAL MODULATED
ACCORDING TO A MULTILEVEL
CODING TECHNIQUE

Group Art Unit:

Docket No.: T50.12-0003

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED
UNDER 37 C.F.R. §§ 1.53(f) AND 1.16(e)**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING
SENT BY U.S. MAIL, FIRST CLASS, TO THE
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450, THIS

26 DAY OF October, 2005

Daniel D. B.
PATENT ATTORNEY

Sir:

In response to the Notice to File Missing Parts of
application - Filing Date Granted dated September 21, 2005,
Applicant encloses the following documents to complete the above-
identified patent application filed March 29, 2005:

1. PTO-2038 in the amount of \$130.00 (to cover the
surcharge fee).
2. Combined Declaration and Power of Attorney executed by
the inventor(s).
3. Fee Calculation Sheet (duplicate).
4. Notice to File Missing Parts of Application-Filing Date
Granted.
5. Information Disclosure Statement and references.
6. International Search Report.

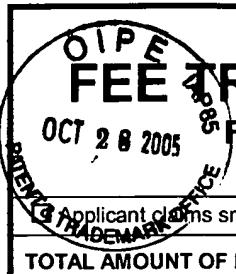
The Director is authorized to charge payment of any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,
WESTMAN, CHAMPLIN & KELLY, P.A.

By: David D. Brush

David D. Brush, Reg. No. 34,557
Suite 1400 - International Centre
900 Second Avenue South
Minneapolis, Minnesota 55402-3319
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DDB:tkj

		Complete if Known	
		Application Number	10/529,570
		Filing Date	March 29, 2005
		First Named Inventor	Bruno Jahan et al.
		Examiner Name	
Applicant claims small entity status. See 37 CFR 1.27		Art Unit	
TOTAL AMOUNT OF PAYMENT	(\$) 130	Attorney Docket Number	T50.12-0003

METHOD OF PAYMENT (Check all that apply)

☐ Check
 ☒ Credit Card
 ☐ Money Order
 ☐ None
 ☐ Other (Please Identify): _____

☒ Deposit Account - Deposit Account Number: 23-1123
 Deposit Account Name: Westman, Champlin and Kelly
 For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s)
☒ Credit any overpayments

under 37 CFR 1.16 and 1.17

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity Fee (\$)	Small Entity Fee (\$)	Small Entity Fee (\$)	Small Entity Fee (\$)	Small Entity Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	1000
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
17	- 20 or HP = 0	x 50 = 0		
HP = highest number of total claims paid for, if greater than 20				
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	
5	- 3 or HP = 2	x 200 = 0		
HP = highest number of independent claims paid for, if greater than 3				

3. APPLICATION SIZE FEE

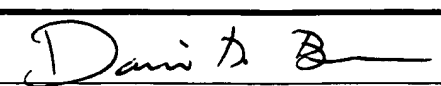
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
0	- 100 = 0	/ 50 = 0 (round up to a whole number) x	250	= 0

4. OTHER FEE(S)

Other Fee(s)	Fee(s) Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other: <u>Surcharge Oath Fee</u>	<u>\$130</u>

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	34,557	Telephone: 612-334-3222
Name (Print/Type)	David D. Brush	Date:	<u>October 26, 2005</u>	



UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO 28 OCT 2005
Page 1 of 1
PCT#
CC

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/529,570	Bruno Jahan	T50.12-0003

INTERNATIONAL APPLICATION NO.

PCT/FR03/02878

I.A. FILING DATE	PRIORITY DATE
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10/01/2003

10/01/2002

CONFIRMATION NO. 9157

371 FORMALITIES LETTER



OC000000016892301

DD#
27367

WESTMAN CHAMPLIN & KELLY, P.A.
SUITE 1400 - INTERNATIONAL CENTRE
900 SECOND AVENUE SOUTH
MINNEAPOLIS, MN 55402-3319

SEP 29 2005
MK

Date Mailed: 09/21/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/29/2005
- English Translation of the IA filed on 03/29/2005
- Copy of the International Search Report filed on 03/29/2005
- Copy of IPE Report filed on 03/29/2005
- Preliminary Amendments filed on 03/29/2005
- Oath or Declaration filed on 03/29/2005
- Request for Immediate Examination filed on 03/29/2005
- U.S. Basic National Fees filed on 03/29/2005
- Priority Documents filed on 03/29/2005

DOCKETED
RESPONSE DUE 11-21-05
CALENDARED
CHECKED BY ATTY 3-21-06

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/529,570	PCT/FR03/02878	T50.12-0003